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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

JUL 27 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Applications of)	MM DOCKET NO. 93-126
)	
EDUCATIONAL MEDIA FOUNDATION OF)	File No. BPED-910924MC
BRYAN/COLLEGE STATION)	
(Channel 210A))	
Bryan, Texas)	
)	
BRAZOS EDUCATIONAL RADIO)	File No. BPED-920413MF
(Channel 209))	
College Station, Texas)	
)	
For Construction Permit for a New)	
Noncommercial Educational)	
FM Station)	

To: Administrative Law Judge
John M. Frysiak

MASS MEDIA BUREAU'S COMMENTS ON
PETITION FOR LEAVE TO AMEND, GRANT OF APPLICATIONS AND
TERMINATION OF PROCEEDING

1. On July 16, 1993, Brazos Educational Radio ("Brazos") filed a Petition for Leave to Amend, Grant of Applications and Termination of Proceeding. The Mass Media Bureau submits the following comments in support.

2. Brazos seeks to amend its technical proposal in order to eliminate the mutual exclusivity between its application and the application of Educational Media Foundation of Bryan/College Station ("EMF"). To that end, Brazos proposes a new transmitter site and a new operating channel, Channel 206. The Mass Media Bureau has reviewed Brazos' amendment and has determined that it conforms with the Commission's technical rules. In addition, the Bureau submits that Brazos has shown good cause for

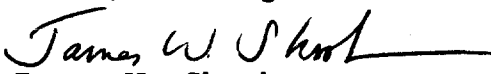
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*acceptance of its amendment. Although the amendment is voluntary, its acceptance will eliminate the mutual exclusivity between Brazos and EMF and thus eliminate the need for a comparative hearing between them.¹

3. Accordingly, the Bureau submits that Brazos' petition for leave to amend, grant of applications and termination of proceeding should be granted; that the Brazos application as amended, and the EMF application should be granted; and that this proceeding should be terminated.

Respectfully submitted,
Roy J. Stewart
Chief, Mass Media Bureau


Charles E. Dziedzic
Chief, Hearing Branch


James W. Shook
Attorney
Mass Media Bureau

Federal Communications Commission
2025 M Street, N.W.
Suite 7212
Washington, D.C. 20554
(202) 632-6402

July 27, 1993

¹ Brazos' amendment does not constitute a "major change" because it is a post-designation amendment." See Amendment of Part 73 - Withdrawal of Major Amendments, 5 FCC Rcd 2993, 2995 n. 10 (1990). In addition, and as argued by Brazos, the change by Brazos to Channel 206 is permissible because an application for that channel would have received cut-off protection had it been filed in response to the Public Notice advising of the acceptance of the Brazos and EMF applications. See Sacramento Community Radio, Inc., FCC 93-294, released June 15, 1993, at paras. 7-8.

CERTIFICATE OF SERVICE

Michelle C. Mebane, secretary of the Hearing Branch, Mass Media Bureau, certifies that she has on this 27th day of July, 1993, sent by regular United States mail, U.S. Government frank, copies of the foregoing "Mass Media Bureau's Comments on Petition for Leave to Amend, Grant of Applications and Termination of Proceeding" to:

Bradford D. Carey, Esquire
Hardy & Carey
111 Veterans Boulevard
Suite 255
Matairie, Louisiana 70005

Harry F. Cole, Esquire
Bechtel & Cole, Chartered
1901 L Street, N.W.
Suite 250
Washington, D.C. 20036

Michelle C. Mebane
Michelle C. Mebane